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JUN 22 1999

UNITED STATES PATENT AND TRADEMARK OFFICE

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte PAUL C. ANDERSON, CHRISTOPHER E. FLICK,
WILLIAM J. GORDON-KAMM, ALBERT P. KAUSCH, CATHERINE J. MACKEY,
EMIL M. OROZCO, PETER ORR, MICHAEL A. STEPHENS,
DAVID A. WALTERS and DONALD S. WALTERS

Appeal No. 97-2153
Application No. 08/113,561¹

ORDER REMANDING TO EXAMINER

An Information Disclosure Statement (IDS) was filed May 17, 1999 (Paper No. 42) and has been matched with this application at the Board of Patent Appeals and Interferences. The IDS needs to be considered by the primary examiner with respect to compliance with the criteria set forth in 37 CFR §§ 1.97 and 1.98. A communication notifying appellant of the primary examiner's decision is required.

¹ Application for patent filed August 25, 1993. According to appellants, this application is a continuation-in-part of Application No. 07/565,844, filed August 9, 1990, pending; which is a continuation-in-part of Application No. 07/513,298, filed April 17, 1990, now abandoned.

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Accordingly, it is

ORDERED that the application is remanded to the examiner for such consideration of the IDS, notification to appellants of consideration, and for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of the appeal (i.e., abandonment, issue, reopening prosecution).

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By: 

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CF:clm

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